

U.S. Department of Justice
United States Marshals Service**PROCESS RECEIPT AND RETURN**

See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

PLAINTIFF <i>E. James Galt</i>		COURT CASE NUMBER <i>04-CV-11544-JLT</i>	
DEFENDANT <i>Lopez Paraguel + B/V Barbano Ann</i>		TYPE OF PROCESS <i>Nature of Sale of U.S. Marshal Service</i>	
SERVE ➡ AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN		
	ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)		
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:		Number of process to be served with this Form - 285	RECEIVED U.S. MARSHAL SERVICE MAR 29 P 3:20 ON MA
<i>David S. Smith 163 Cabot St. Beverly, MA 01915</i>		Number of parties to be served in this case	
		Check for service on U.S.A.	

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):

Fold

Please publish the notice of public auction pursuant to order for the r/o Barbano Ann and hold auction accordingly. Notice is attached along with order and with

Signature of Attorney or other Originator requesting service on behalf of: <i>David S. Smith</i>	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER <i>978-922-9933</i>	DATE <i>3/29/05</i>
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SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

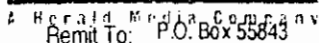
I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process <i>1</i>	District of Origin No. <i>38</i>	District to Serve No. <i>38</i>	Signature of Authorized USMS Deputy or Clerk <i>Rafael Salamea</i>	Date <i>3/29/05</i>
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I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.
Address (complete only if different than shown above)	Date of Service Time am pm
	Signature of U.S. Marshal or Deputy

Service Fee	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges	Advance Deposits	Amount owed to U.S. Marshal or	Amount of Refund
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REMARKS: *"Notice of Sale" published in the Boston Herald at 4/5/05
Total Fee - \$809.68*



Boston, MA 02205-5843

Agency	Advertiser Name		Account #
	US MARSHALL SERVICE		6177482511L0
Billing Period	Pay This Amount		
04/01/05 To 04/30/05	\$ 809.68		
Current	30 Days	60 Days	Over 90 Days
809.68	0.00	0.00	0.00

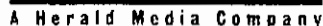
Bill Type: Legal

AMOUNT ENCLOSED: \$ 209.68

Billed Account Name and Address	Page	Billing Date
US MARSHALL SERVICE 1 COURTHOUSE WAY SUITE 1-500 ATT NANCY TALAVERA BOSTON,MA 02210	1	04/30/05
	Please charge my credit card: Name on Card _____ Account Number: _____ Card expiration date: _____ Amount: _____ Signature: _____	

PLEASE DETACH AND RETURN UPPER PORTION WITH YOUR REMITTANCE

Start	Stop	Order No.	Pr	Class	Ad Description	Rep	Times	Space/L	Rate	Amount
04/13	04/15	886758	BH	400	PUBLICAUCTIONBYUSMA	R218	2	116 L	3.49	809.68
<p>Previous Balance 0.00</p> <p>PROJECT CODE _____ SPEC. ASSIGN # _____</p> <p>WD # <u>1659</u> ACCT. # <u>6876</u></p> <p>DATE <u>5/18/05</u> VO. AMT. <u>809.68</u></p> <p>O/C <u>6000</u> AMT. <u>809.68</u></p> <p>O/C _____ AMT. _____</p> <p>CK # <u>19858</u> DATE <u>5/18/05</u></p> <p>REC'D BY <u>William J. Ryan</u> DATE <u>5/18/05</u></p> <p>USMA/2 Dept of Justice</p>										



P.O. Box 55843

Boston, MA 02205-5843

Tel (617) 426-3000

Bill Type: Legal

Total Amount Due:	809.68
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For Customer Service Please Call: 1 (800) 274-4555

To Place an Ad (in MA) Call: 1 (800) 882-1692

TERMS: Payable 30 Days From Billing Date

We accept payment by the above charge cards made within our 30 day terms. Any payment by charge card for account balances greater than 30 days will be assessed an additional 3% service fee.

Billing disputes must be presented within 30 days of invoice date. Disputes not presented within that time will not be considered and invoice will be considered payable in full.

AGING OF PAST DUE AMOUNTS:

Current	30 days	60 Days	Over 90 Days	Total Amount Due
809.68	0.00	0.00	0.00	809.68

Billing Period	Agency	Advertiser's Name	Account Number	Pay This Amount
04/01/05 To 04/30/05		US MARSHALL SERVICE	6177482511L0	\$ 809.68

PUBLIC AUCTION by U.S. MARSHAL

12:00 p.m. on Friday, April 22, 2005

at Gloucester Marine Railway, Inc.

81 Rocky Neck Avenue, Gloucester, Massachusetts 01930
one 35' foot fiberglass commercial fishing vessel known as the

F/V BARBARA ANN

O.N. 699442

Vessel Built in 1986 by Legnos Boat Industries, Inc. in Groton, CT

LOA 35'; Beam: 12.5'

Sale of F/V BARBARA ANN to be "as is – where is"

Vessel may be inspected by appointment.

Contact Gloucester Marine Railway, Inc.

81 Rocky Neck Avenue, Gloucester, Massachusetts
(978) 283-2775

TERMS: The sale shall be to the highest bidder by oral auction. The successful bidder must immediately deposit with the U.S. Marshal twenty five (25%) percent of the amount bid for the F/V BARBARA ANN (O.N. 699442), upon the condition that the balance of the bid is paid on or before the date the sale is confirmed, and upon the condition that the deposit shall be forfeited by the bidder and applied to the costs of this action if the balance of the bid is not paid when due. All deposits and unpaid balances must be paid in cash or by bank check or certified check issued by a member bank of the Federal Reserve System. The confirmation hearing will be held on May 2, 2005 at 10:00 a.m. to confirm the sale of the vessel in the United States District Court for the District of Massachusetts in the matter of *Galli v. F/V BARBARA ANN (O.N. 699442), et. al.*, Civil Action No.: 04-11544-JLT.

David S. Smith, Esq.
Counsel for Plaintiff
Elvano Galli

Cianciulli & Ouellette
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Beverly, MA 01915
(978) 922-9933